

Message Text

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ORIGIN OES-07

INFO OCT-01 EUR-12 ISO-00 SIG-01 PM-05 ACDA-12 CIAE-00
INR-07 IO-13 L-03 NSAE-00 NSC-05 EB-08 NRC-05
SOE-02 DODE-00 DOE-11 SS-15 SP-02 /109 R

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APPROVED BY OES/NET:LVNOSENZO
EUR/RPE:WRSALISBURY
DOE:HBENGELSDORF

-----122209 112241Z /15

P R 112131Z JAN 78
FM SECSTATE WASHDC
TO AMEMBASSY BRUSSELS PRIORITY
INFO AMEMBASSY BONN
AMEMBASSY PARIS
AMEMBASSY ROME
AMEMBASSY DUBLIN
AMEMBASSY LUXEMBOURG
AMEMBASSY THE HAGUE
AMEMBASSY LONDON
AMEMBASSY COPENHAGEN

C O N F I D E N T I A L STATE 007607

USEEC ALSO FOR EMBASSY

E.O. 11652: GDS

TAGS: PFOR, ENRG, BE

SUBJECT: RENEGOTIATION OF US-EURATOM AGREEMENT FOR CO-
OPERATION

1. DURING LUNCHEON WITH DEPARTMENT, ACDA AND DOE OFFICIALS
LAST MONTH, FERNAND SPAAK, HEAD OF EC DELEGATION IN WASH-
INGTON, UNDERSCORED COMMUNITY CONCERNS ABOUT RENEGOTIATION
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OF US-EURATOM AGREEMENT. IN COURSE OF DISCUSSION IN WHICH
USG REPS EMPHASIZED THAT EC AGREEMENT TO NEGOTIATE WAS
NECESSARY UNDER LEGISLATION IF SUPPLIES WERE NOT TO BE
INTERUPTED AND WOULD IN NO WAY COMPROMISE COMMUNITY'S SUB-
STANTIVE POSITION, IT WAS AGREED THAT WE WOULD PROVIDE
SPAAK INFORMALLY WITH A DRAFT OF A LETTER FROM THE EC
TO THE USG WHICH WOULD MEET THE LEGISLATION REQUIREMENT

THAT THE EC AGREE TO NEGOTIATIONS. ON JANUARY 10, DEPARTMENT (DEPUTY ASSISTANT SECRETARY NOSENZO), ALONG WITH CHARLES VANDOREN OF ACDA AND HAL BENGELSDORF OF DOE, GAVE GOEPPEL OF EC COMMISSION A DRAFT OF A PROPOSED RESPONSE. NOSENZO EMPHASIZED THAT LETTER WAS AN INFORMAL NON-PAPER AND PREPARED IN AN EFFORT TO BE HELPFUL TO THIS GROUP. GOEPPEL SAID THAT HE DID NOT EXPECT JANUARY 17 COMMISSION MEETING TO ADDRESS THE ISSUE SINCE ATOMIC GROUP WOULD NOT HAVE COMPLETED ITS WORK.

2. SINCE THIS IS SPAAK'S INITIATIVE, WE BELIEVE THAT HE SHOULD DETERMINE HOW HE WISHES TO INTRODUCE IT INTO COMMISSION CONSIDERATIONS, AND PRECEDING BACKGROUND AND FOLLOWING TEXT ARE FOR ADDRESSEES' INFORMATION ONLY.

3. TEXT OF LETTER. BEGIN TEXT. PROPOSED EC LETTER TO THE US ON THE RENEGOTIATION OF US-EURATOM AGREEMENT FOR COOPERATION. THIS REFERS TO THE NOTE OF THE UNITED STATES MISSION TO THE EUROPEAN COMMUNITIES OF OCTOBER 16 CONCERNING THE POSSIBLE REVISION OF THE AGREEMENTS FOR COOPERATION BETWEEN THE COMMUNITY AND THE UNITED STATES RELATING TO THE CIVIL USES OF ATOMIC ENERGY. THE COMMUNITY RECOGNIZES THAT THIS INITIATIVE OF THE UNITED STATES IS IN ANTICIPATION OF CERTAIN PROVISIONS OF THE US NON-PROLIFERATION LEGISLATION THAT IS EXPECTED TO BE ENACTED VERY SHORTLY. WE APPRECIATE THAT THIS INITIATIVE IS DECONFIDENTIAL

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SIGNED TO ASSURE THAT THE LEGISLATION WILL NOT INTERFERE WITH THE TIMELY DELIVERIES OF MATERIALS AND EQUIPMENT TO THE COMMUNITY. WITH THESE CONSIDERATIONS IN MIND, WE HAVE BEEN AUTHORIZED TO INITIATE DISCUSSIONS WITH THE APPROPRIATE US AUTHORITIES ON THE QUESTION OF POSSIBLE MODIFICATIONS TO OUR EXISTING AGREEMENTS FOR COOPERATION. HOWEVER, IN TAKING THIS STEP, IT SHOULD BE EMPHASIZED THAT COMMUNITY'S COUNCIL OF MINISTERS WOULD LIKE IT TO BE UNDERSTOOD THAT INITIATION OF THESE DISCUSSIONS IS PREDICATED ON THE FOLLOWING CONSIDERATIONS.

FIRST, IT IS OUR UNDERSTANDING THAT AGREEMENT TO OPEN THE TALKS DOES NOT PREJUDICE IN ANY WAY THE COMMUNITY'S POSITION AS TO THE OUTCOME OF SUCH DISCUSSIONS.

SECOND, WE EXPECT THAT THE DELIBERATIONS IN THE INTERNATIONAL NUCLEAR FUEL CYCLE EVALUATION PROGRAM (INFCE) MAY HAVE SOME BEARING ON THE NATURE OF FUTURE NUCLEAR ARRANGEMENTS AND WE EXPECT THAT THE WORK OF INFCE WILL BE APPROPRIATELY REFLECTED IN ANY NEW ARRANGEMENTS BETWEEN THE UNITED STATES AND THE COMMUNITY.

THIRD, WE WOULD EXPECT THAT COOPERATION BETWEEN THE UNITED STATES AND THE EUROPEAN COMMUNITIES WILL NOT BE AFFECTED WHILE THE DISCUSSIONS PROCEED.

FINALLY, WE SHOULD LIKE TO UNDERSCORE THAT IN APPROACHING THESE DISCUSSIONS, THE MEMBER STATES OF THE COMMUNITY ATTACH THE HIGHEST IMPORTANCE TO PRESERVING THE CONCEPT OF A COMMON NUCLEAR MARKET WITHIN THE COMMUNITY. WE WOULD ALSO EXPECT ANY US-COMMUNITY ARRANGEMENTS TO CONTINUE TO RECOGNIZE THE VERY IMPORTANT AND DISTINCTIVE STEPS THE COMMUNITY HAS TAKEN TO FOSTER NON-PROLIFERATION OBJECTIVES THROUGH ITS SAFEGUARDS SYSTEM AND ACTIVE PARTICIPATION BY

ITS MEMBER STATES IN VARIOUS SUPPORTING INTERNATIONAL ARRANGEMENTS. END TEXT. CHRISTOPHER

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